

Harper
Signature of Sponsor

AMEND Senate Bill No. 2221

House Bill No. 2171*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting the amendatory language of subsection (1)(F) of Section 9 of the bill and substituting instead the following:

Obligations issued by the authority pursuant to the provisions of this part are declared to be issued for an essential public and governmental purpose and shall be exempt from taxation by the state, or by any county, municipality or taxing district of the state, except inheritance, transfer and estate taxes.

AND FURTHER AMEND by deleting Section 13 of the bill in its entirety and substituting instead the following:

SECTION 13.

(a) The board of directors of the authority shall cause an annual audit to be made of the books and records of the authority. Within thirty (30) days after receipt by the authority, a copy of the annual audit shall be filed with the clerk or recorder of the appropriate county or municipality who shall then distribute copies to members of the appropriate legislative body. Within thirty (30) days after receipt by the authority, a copy of the annual audit shall also be filed with the chief administrative officer of the appropriate county or municipality. The comptroller of the treasury, through the department of audit, shall be responsible for determining that such audits are prepared in accordance with generally accepted governmental auditing standards and that such audits meet the minimum standards prescribed by the comptroller of the treasury.

(b) These audits shall be prepared by certified public accountants or by the department of audit. If the board of directors of the authority shall fail or refuse to have the audit prepared, then the comptroller of the treasury may

appoint a certified public accountant or direct the department of audit to prepare the audit, the cost of such audit to be paid by the authority.

(c) The comptroller of the treasury is authorized to modify the requirements for an audit as set out herein for the authority whose activity, in the comptroller of the treasury's judgment, is not sufficient to justify the expenses of a complete audit.

AND FURTHER AMEND by adding the following new sections immediately preceding the last section and renumbering the last section accordingly:

SECTION __. Tennessee Code Annotated, Sections 64-2-208(1)(F) and 64-2-308(1)(F), are amended by deleting the subdivisions in their entirety and substituting instead the following:

(F) Obligations issued by the authority pursuant to the provisions of this part are declared to be issued for an essential public and governmental purpose and shall be exempt from taxation by the state, or by any county, municipality or taxing district of the state, except inheritance, transfer and estate taxes.

SECTION __. Tennessee Code Annotated, Section 64-2-508(1)(F), is amended by deleting the first sentence of the subdivision and substituting instead the following:

Obligations issued by the authority pursuant to the provisions of this part are declared to be issued for an essential public and governmental purpose and shall be exempt from taxation by the state, or by any county, municipality or taxing district of the state, except inheritance, transfer and estate taxes.

SECTION __. Tennessee Code Annotated, Sections 64-2-212, 64-2-312, and 64-2-512 are amended by deleting the existing language and substituting instead the following:

(a) The board of directors of the authority shall cause an annual audit to be made of the books and records of the authority. Within thirty (30) days after receipt by the authority, a copy of the annual audit shall be filed with the clerk or recorder of the appropriate county or municipality who shall then distribute copies

to members of the appropriate legislative body. Within thirty (30) days after receipt by the authority, a copy of the annual audit shall also be filed with the chief administrative officer of the appropriate county or municipality. The comptroller of the treasury, through the department of audit, shall be responsible for determining that such audits are prepared in accordance with generally accepted governmental auditing standards and that such audits meet the minimum standards prescribed by the comptroller of the treasury.

(b) These audits shall be prepared by certified public accountants or by the department of audit. If the board of directors of the authority shall fail or refuse to have the audit prepared, then the comptroller of the treasury may appoint a certified public accountant or direct the department of audit to prepare the audit, the cost of such audit to be paid by the authority.

(c) The comptroller of the treasury is authorized to modify the requirements for an audit as set out herein for the authority whose activity, in the comptroller of the treasury's judgment, is not sufficient to justify the expenses of a complete audit.